

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

ANDRE BILODEAU, ROBERT  
BESSY, AMBER MCNAB AND  
GREG KILLINGSWORTH,

MEDFORD DIVISION

individuals, on behalf of themselves and  
all others similarly situated; and DOES 1  
through 100

Plaintiffs,

v.

CITY OF Medford, a municipal  
government,  
Defendant.

No. 21-CV-00766

DECLARATION OF  
Sherry Herndon

I, Sherry Herndon, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 36 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
most of my life.

3. I have been mistreated as stated.  
~~displaced by this city on~~ occasions. ~~Description (place, estimation~~  
~~of date, actions taken, other options available, etc...).~~

I took an overdose of pills and I  
went to the hospital. (I was depressed.)  
They gave me an injection, but then  
a female cop woke up and wanted me  
to talk but I was still under effects  
of the injection. I was then released.  
I then returned, eventually, to my  
abuser eventually  
Then I called crisis center and

went to a motel. I stepped outside to smoke a cigarette. The man at the hotel (who was my connection through the help line <sup>or</sup> crisis center) kicked me out while I was outside the room and took my stuff. So how was this helping someone in crisis? When I was kicked out, I had to go into the street that night. It was cold.

4. When I was displaced, the effect on me was:

Then I was on the street. (The stuff the guy took was stuff the crisis center gave me.) The guy also took some of my clothing.

5. I lost the following personal items:

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6. My other interactions with law enforcement have entailed:

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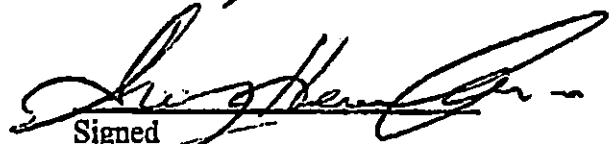


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RESPECTFULLY SUBMITTED this Feb. 1, 2021

  
Signed

SHERRY HERNDON  
Printed

  
Witnessed by:  
James Yarbrough

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

ANDRE BILODEAU, ROBERT  
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No. 21-CV-00766

DECLARATION OF  
Jacqueline Renee Elgin

I, Jacqueline Renee Elgin, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 50 years old and I have personal knowledge of the facts set forth here.

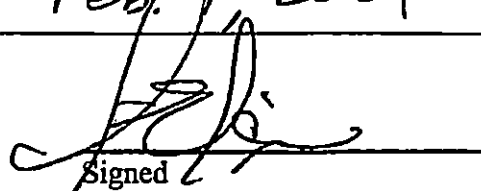
2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
20 years off and on.

3. I have been displaced by this city on occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

A cop was sitting in the bushes. My nephew had just died from a drunk driver. I got a cup of coffee. Then I went to a place to get a beer. This was near Alba park. The cop popped out of bushes and admitted he had been watching me. He knocked over my beer and arrested me. Because of that arrest I missed a doctor's appointment that  
(cover) →

day. I felt he was stalking me.

RESPECTFULLY SUBMITTED this Feb. 9, 2021

  
Signed

Roweline R. Elgin  
Printed

James Yarbrough  
Witnessed by:  
James Yarbrough

## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF OREGON

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No. 21-CV-00766

DECLARATION OF  
Tianna Carrier

I, Tianna Carrier, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 41 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
1.5 years.

3. I have been displaced by this city on 0 occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

I was in Central Point. I had a whole  
campsite set up along a horse trail, backside of  
the Expo. This was about 5 years ago. Officer  
Jones came along with other cops. They had a  
huge garbage bin near Pilot, the overflow lot for  
the trucks. They lit fire to the bin, which had  
the belongings and tents of homeless people. They  
did not get my stuff because I got out  
soon enough. But they just burned up all those  
homeless people's belongings.

After ~~Before~~ the campsite in Central Point, I and others did a clean up of an area behind the old slaughterhouse.

I have <sup>been</sup> in Medford ~~for~~ the last 1.5 years.

I feel the city should pick up trash along the greenway more often. They need to light up the greenway more because there are more homeless people, especially since the fires, summer 2020.

When the cops take people's belongings, medications, and tents away from them, it causes lots of trauma, especially for people <sup>with</sup> PTSD.



RESPECTFULLY SUBMITTED this Feb. 10, 2021

Lianna Carrier  
Signed

Lianna Carrier  
Printed

James Yarbrough  
Witnessed by:  
James Yarbrough

## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF OREGON

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No. 21-CV-00766

DECLARATION OF

Yolanda Caro-Quintero

I, Yolanda Caro-Quintero, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 52 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
2-3 years during the present period

3. I have been displaced by this city on several occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

Feb. 10, 2021, Today a cop the cops and a girl named Heather  
were doing clean up, which was fine. But  
they tried to take my batteries, ~~but~~ but I  
would not let them. But they did take  
a ~~gal.~~ gal. propane tank, not even used yet. They  
17 said it was stolen, but it was not. I paid a for the  
Many times they cops have destroyed all my  
belongings to where I had nothing and still  
had to survive. cover

Cops just go down the greenway late at night and rev their engines, scaring & waking people up.

RESPECTFULLY SUBMITTED this

Feb. 10, 2021

*Yolanda Carr Quintero*  
Signed

\_\_\_\_\_  
Printed

*James Yarbrough*  
Witnessed by:

*James Yarbrough*

*N*

IN THE UNITED STATES DISTRICT COURT

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GREG KILLINGSWORTH,

MEDFORD DIVISION

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CITY OF Medford, a municipal  
government,  
Defendant.

No. 21-CV-00766

DECLARATION OF  
Robert Hopkins

I, Robert Hopkins, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 34 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
about 1 yr.

3. I have been displaced by this city on 0 occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

I pick up cans and bottles. Of course I  
go through trash at times to get recyclable  
recyclables. I have the cans + bottles in a  
shopping cart. They have fined me for  
using a shopping cart, they gave me a  
ticket. Why do they make it hard for  
people to get so earn some money by  
picking up cans and bottles? I'm trying

to get by.

~~CASE~~

Addendum, statement by Witness

James Yarbrough, 2-10-21.

Just <sup>as</sup> we finished this Declaration, a Medford police officer rolled up on Robert, as I was standing there. He told Robert he had to take all the cans out of the shopping cart, which cart Robert Hopkins was using to carry the hundreds of cans he had collected. ~~The~~ The officer gave Robert a big plastic ~~can~~ <sup>bag</sup> for some of the loose cans. Robert complied with the police order. The policeman drove a short distance away and parked his car. Now Robert was frustrated. He said, "This is what I'm saying. I try to help myself, to make money by "canning," but the cops make it hard." I drove Robert to the recycling center so he could redeem his cans.

RESPECTFULLY SUBMITTED this Feb. 10, 2021

Robert Hopkins  
Signed

Robert Hopkins  
Printed

James Yarbrough  
Witnessed by:  
James Yarbrough

## IN THE UNITED STATES DISTRICT COURT

## FOR THE DISTRICT OF OREGON

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Plaintiffs,

No. 21-CV-00766

v.

CITY OF Medford, a municipal  
government,  
Defendant.

DECLARATION OF

Kristan Hinkley  
Kristan

I, Kristan Hinkley, do hereby declare under penalty of perjury under the  
Kristan  
laws of the United States that the following facts are true and correct:

1. I am 60 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
about 4 yrs.

3. I have been displaced by this city on several occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

I've been trying to get in to assisted living. I almost got in and the facility said I had a place, but they gave it to someone else. (That place was Avenida B, or A, a small facility.) So I left Medford for a while, and came back ~~one year~~ for a whole year I came back. I have tried to get assisted living but.



it has not worked. I end up feeling hunted by the police. I hear people screaming at night. I hear guns going off. I was sleeping along greenway and a guy shot me with paintballs. He was in a car. The next night he did the same. He drew blood from me. A woman I knew got hit by a flaming paintball. The police don't do anything, ~~but~~ and they are more violent towards us anyway. The police are lewd. ~~They~~ <sup>One</sup> said to me w cop said we should go on a date. Another woman told me that a cop wanted her to go out with him.

I wanted to go to ARC to get into drug rehab. They did not have an opening.

My life is difficult. ~~I~~ I feel cops said bad things to ARC about me because at first ARC was willing to work with me. I feel cops have prejudiced me getting into Rogue Retreat.

Cops are in everybody's business too much, and then they manipulate people with threats, or ~~are~~ by ridiculing people. All I do is sleep and eat in the park. I am not a criminal. I feel cops undermine me in getting into.

a shelter. I'm going to try something besides Rogue Retreat because I think cops are too involved with Rogue Retreat.

4. When I was displaced, the effect on me was:

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5. I lost the following personal items:

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6. My other interactions with law enforcement have entailed:

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RESPECTFULLY SUBMITTED this

Feb. 1, 2021

RJ & "Len"  
Kenneth  
are the cops.

Krista Hinkley  
Signed

KRISTAN HINKLEY  
Printed

James Yarbrough  
Witnessed by:  
James Yarbrough

↓  
R.J. & "Len" (Kenneth)  
are the cops.

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

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CITY OF Medford, a municipal  
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Defendant.

No. 21-CV-00766

DECLARATION OF  
Burton Moreno

I, Burton Moreno, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 35 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
4 years.

3. I have been displaced by this city on occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

I been getting harassed and followed  
around town by Officers Josephson and  
Wolf. They want me to get out of downtown.  
They say they will take to jail if I'm  
downtown. They say I'm a drug addict  
& drunk. I tell them I'm an ex-  
drug addict. I do have a beer with  
friends but I'm not a drunk. (over)

These cops know my past and it seems like they just keep harassing me even though I am clean. I walk my girl to work everyday. I have been a ~~stat~~ victim of stabbing and people have jacked me (stolen stuff) and yet I was the one who had to go to jail. One day I was with a friend sitting near library and my friend was singing. <sup>officers</sup> Josephson and Pickens came by, not in uniform, and told us not to sing and to move on. They said we were banned from downtown but they gave <sup>me</sup> no paperwork or order in writing. They I had been using my phone to access social security. I was outside using library wifi. They said it was stealing if I used the public library wifi. They <sup>said</sup> if we didn't move they would take me to jail. How can using my phone to access social security be a crime? They were claiming using the wifi was a crime, when it's for the public. It's public library wifi.

RESPECTFULLY SUBMITTED this Feb. 9, 2021

Burton Moreno  
Signed

Burton Moreno  
Printed

James Yarbrough  
Witnessed by:  
James Yarbrough

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

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BESSY, AMBER MCNAB AND  
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Plaintiffs,

v.

CITY OF Medford, a municipal  
government,

Defendant.

No. 21-CV-00766

DECLARATION OF Damian Rankin

I, Damian Rankin, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 34 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for

6-9 months.

3. I have been displaced by this city on 2 occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

Cops arrest me at 8 or 9 a.m. and let  
me out at 10 p.m. at night.

It is rough out here. Cops stopped  
a man for having a bike. He had the receipts.  
They held him up for an hour, and ran  
his i.d. twice. Just harassment.  
I held a New "bubble" for someone  
else just for a minute. Cops came up and  
arrested me. I got off. (B.S. charge.)

I'm in the parking garage downtown, a recycling place or old recycling place. Cops find my wooden pot pipe. They confiscate my glass bubble. They find my weed, and let that pass. But they find my wooden pot pipe. They destroy it. They just did this out of cruelty.

Page 2

They ~~found~~ <sup>took</sup> my new bong, worth \$60. They took other things from me. They said I went to <sup>next day</sup> pick it up, along with a small, legal knife. They said they never had it, either the knife or bong.

I know people out here who trade \$200 worth of food stamps for \$100 of drugs. (The guy who gets the stamps then feeds people when they come back.)

Cops out here will take legal knives, chargers, and bluetooth gear, and cops ~~not~~ take drugs. Why are cops keeping all the knives and not taking the drugs?

Cops like to ~~get~~ to impound cars. So lots of homeless get their cars impounded which screws up their lives.



RESPECTFULLY SUBMITTED this Feb. 2, 2021

Damian Rankin  
Signed

Damian Rankin  
Printed

James Yarbrough  
Witnessed by:  
James Yarbrough

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

ANDRE BILODEAU, ROBERT  
BESSY, AMBER MCNAB AND  
GREG KILLINGSWORTH,

MEDFORD DIVISION

individuals, on behalf of themselves and  
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through 100

Plaintiffs,

v.

CITY OF Medford, a municipal  
government,

Defendant.

No. 21-cv-00766

DECLARATION OF  
Larry Rogers

I, Larry Rogers, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 58 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
off and on 10 yrs.

3. I have been displaced by this city on \_\_\_\_\_ occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

One night it was raining. I was  
sleeping behind the public library. The  
cops woke me and told me to move.

Sometimes shelters and tent villages  
are not safe for people.

The source of my problem  
is my identity was stolen so I  
cannot get disability or social security.

RESPECTFULLY SUBMITTED this Feb. 2, 2021

Larry J. Rogers  
Signed

Larry J. Rogers  
Printed

James Yarbrough  
Witnessed by:

James Yarbrough

IN THE UNITED STATES DISTRICT COURT

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v.

DECLARATION OF

CITY OF Medford, a municipal  
government,

Defendant.

Marie Elizabeth Whaley

I, Marie Whaley, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 54 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
since 1983.

3. I have been displaced by this city on \_\_\_\_\_ occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

About 2 yrs<sup>ago</sup> I was in Providence hospital.  
They got me a room at Redwood Inn. The  
room was dirty. But so I reserved a room  
at Shiloh Inn, but and had my own money,  
but Shiloh said they had to call the police.  
I went across the street to Purple Parrot  
to get coffee. The cops came in and pulled  
guns on me handcuffed me and said I did  
an armed robbery (I've never had a robbery)

gun in my life). I was scared. I was afraid the ~~cops~~ <sup>Sheriffs</sup> would kill me. They had a warrant for me, but it was not for armed robbery. They arrested me.

(That warrant was because I pulled a knife ~~on a man~~ who threatened me ~~and took my belongings~~.)

~~I~~ I was in jail overnight. That night ~~5 cops~~ <sup>5 sheriffs</sup> made me strip down to my black bra. They did not let me keep my underwear. They told me to "play dead." I just laid down on the floor. I was terrified I peed ~~in~~ on the floor. They would leave and come back in and say, ~~"She is still dead."~~ "Is she dead?" They stepped on me, they ~~bashed~~ <sup>bashed</sup> my head into the wall, they hit me in the chest, ~~they~~

I had bruises over my heart and on my wrists.

Walker and Mallory were 2 of the ~~cops~~ <sup>Sheriffs</sup>; they are female. There were also 3 male sheriffs.

I am strong and don't do narcotics anymore.

I have lots more friends who have been hurt physically by the police, including women. I have reported sexual assault and the police did not do anything. I had a friend who was raped and assaulted under a bridge. Police showed up and did not do anything. They offered her no help.

RESPECTFULLY SUBMITTED this Feb. 10, 2021

Marie E. Whaley  
Signed

Marie E. Whaley  
Printed

James Yarbrough  
Witnessed by:  
James Yarbrough

IN THE UNITED STATES DISTRICT COURT

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BESSY, AMBER MCNAB AND  
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No. 21-CV-00766

v.

DECLARATION OF  
Lonnie Wycherly

CITY OF Medford, a municipal  
government,

Defendant.

I, Lonnie Wycherly, do hereby declare under penalty of perjury under the  
laws of the United States that the following facts are true and correct:

1. I am 55 years old and I have personal knowledge of the facts set forth here.

2. I am a homeless resident of Medford, Oregon. I have lived in Medford for  
2.5 yrs.

3. I have been displaced by this city on \_\_\_\_\_ occasions. Description (place, estimation  
of date, actions taken, other options available, etc...):

When there was a tent city in  
Hawthorne Park, I knew cops were  
coming. I packed up my tent. I was  
looking at a posted resource list and the  
cop asked me to leave. I started to leave  
then 2 cops grabbed me and knocked me down.  
I was ready to go anyway. Then another cop  
asked me what happened, like he was concerned.

They took me into jail for a warrant, but my warrant was only for sleeping under the bridge or in the park.

(My leg really hurt from when the cops knocked me down the day before.)

The cops seem to think might makes right.

The Medford jail is a madhouse. When I was in there I got mad and yelled out. They took my stuff and put me in isolation, bare naked. It's true I was yelling at them out of frustration, but naked isolation seemed extreme. I also asked for tylenol because my leg hurt from cops knocking me down, and they never gave me any.



RESPECTFULLY SUBMITTED this Feb. 4, 2021

Lonnie Wycherly  
Signed

Lonnie Wycherly  
Printed

James Yarbrough  
Witnessed by:

James Yarbrough